

ORDINANCE NO. 2013-18

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, AMENDING THE FLAGSTAFF CITY CODE, TITLE 1, *ADMINISTRATIVE*, CHAPTER 1-20, *CONTRACTS AND PROPERTY TRANSACTIONS*, BY REPEALING SECTION 1-20-001-0004 *DETERMINATION OF RESPONSIBILITY OF BIDDERS* AND PROVIDING FOR A NEW SECTION 1-20-001-0004 *PROCUREMENT CODE MANUAL* RELATING TO CITY PROCUREMENTS OF GOODS, SERVICES AND CONSTRUCTION, AND DISPOSAL OF SURPLUS PERSONAL PROPERTY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, AUTHORITY FOR CLERICAL CORRECTIONS, AND ESTABLISHING AN EFFECTIVE DATE

RECITALS:

WHEREAS, the Flagstaff City Council desires to adopt a Procurement Code Manual by resolution.

ENACTMENTS:

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:

SECTION 1. In General.

The Flagstaff City Code, Title 1, *Administrative*, Chapter 1-20, *Contracts and Property Transactions*, Section 1-20-001-0004, *Determination of Responsibility of Bidders*, is hereby repealed in its entirety, and shall be replaced with the new text as set forth below (shown as capitalized text):

1-20-01-04 PROCUREMENT CODE MANUAL:

THE CITY COUNCIL MAY ADOPT A PROCUREMENT CODE MANUAL BY RESOLUTION TO GOVERN CITY PROCUREMENTS OF GOODS, SERVICES, AND CONSTRUCTION AND DISPOSAL OF SURPLUS PERSONAL PROPERTY IN ACCORDANCE WITH THE FLAGSTAFF CITY CHARTER AND APPLICABLE LAW. A TRUE AND CORRECT COPY OF SUCH PROCUREMENT CODE MANUAL, AS MAY BE AMENDED, WILL BE MAINTAINED BY THE CITY CLERK AS A PUBLIC RECORD AND MAINTAINED ON THE CITY WEBSITE FOR PUBLIC ACCESS. THE PURCHASING DIRECTOR MAY RECOMMEND PROCUREMENT CODE MANUAL AMENDMENTS FROM TIME TO TIME. A VIOLATION OF THIS SECTION IS NOT SUBJECT TO THE GENERAL PENALTY CLAUSE (CITY CODE SECTION 1-04-001-0001).

SECTION 2. Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance or any part of the code adopted herein by reference are hereby repealed. Ordinance No. 1945 is hereby expressly repealed.

SECTION 3. Severability.

If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

SECTION 4. Clerical Corrections.

The City Clerk is hereby authorized to correct typographical and grammatical errors, as well as errors of wording and punctuation, as necessary related to this ordinance as amended herein, and to make formatting changes needed for purposes of clarity and form, or consistency within thirty (30) days following adoption by the City Council.

SECTION 5. Effective Date.

This ordinance shall become effective thirty (30) days following adoption by the City Council.

PASSED AND ADOPTED by the City Council and approved by the Mayor of the City of Flagstaff this _____ day of _____, 2013.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY